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10/646,261	08/21/2003	Frank Liebenow	P1947US00	9525
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GATEWAY, INC. ATTN: Patent Attorney 610 GATEWAY DRIVE MAIL DROP Y-04 N. SIOUX CITY, SD 57049			EXAMINER PRABHAKHER, PRITHAM DAVID	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/646,261	Applicant(s) LIEBENOW, FRANK	
	Examiner Pritham Prabhakher	Art Unit 2622	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 13 September 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-3,5-7,9-14,16-20,22-31 and 33-38 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-3,5-7,9-14,16-20,22-31 and 33-38 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 21 August 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>08/21/2003 and 06/14/2006</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Objections

Claim 1 is objected to because of the following informalities:

In the line beginning with "displaying each of said icons...", the word "camera" is spelled incorrectly as "cameral".

Appropriate correction is required.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-3, 5-7, 9-12 and 36 are rejected under 35 U.S.C. 103(a) as being unpatentable over Inoue et al. (US Pub No.: 2001/0048472A1) and further in view of Endsley et al. (US Patent No.: 6005613) and Nakami et al. (US Pub No.: 2004/0212692A1).

*In regard to **Claim 1**, Inoue et al. disclose a method of configuring a digital camera capable of capturing an image (**Paragraphs 0014-0015**), the method comprising:*

providing more than one format selection to be used in capturing the digital image (Looking at Figures 7a-7d, more than one format selection (2400, 1280 and 640) is used in capturing the digital image), each format selection corresponding to a unique

*set of parameters for the capture of the digital image (The unique set of parameters are fine, normal and basic, **Figures 7a-7d**);*

*assigning an icon to each of said more than one format selections (Icons 2400, 1280 and 640 are assigned to each of the format selections, **Figures 7a-7d**);*

*displaying each of said icons in a user interface of the digital camera (The icons are displayed on the interface of the camera, **Figures 7a-7d and Paragraphs 0069-0075**);*

*receiving an input for selecting one format selection, said input being a selection of one of said icons (A cursor (input) is used to select the icons of each format, **Figures 7a-7d and Paragraphs 0069-0075**); and*

*retrieving a set of parameters associated with the format selection in response to said receiving the input for selecting said one format selection (Upon using the input (cursor) to select the respective format, parameters associated with the format selected are retrieved, **Figures 7a-7d and Paragraphs 0069-0075**);*

*wherein the set of parameters for each of said more than one format selection include settings for compression level (The set of parameters for each of the format selections includes settings for compression level (fine, normal, basic etc..), **Figures 7a-7d**).*

*However, Inoue et al. do not disclose parameter settings for color depth, height resolution and width resolution. Endsley et al. teach of setting different levels of color depth, **Column 5, Lines 62-65 of Endsley et al.** It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate parameter settings for*

color depth into the parameter settings taught by Inoue et al., because color depth is essential in determining the degree to which a color appears in a photograph.

*Inoue et al. and Endsley et al. also do not specifically disclose setting parameter settings for the height and width resolution. Nakami et al. disclose setting parameters for shooting that include the height and width resolution, **Figure 3 of Nakami et al.** It would have been obvious and well known to one of ordinary skill in the art at the time of the invention to incorporate parameter settings for the resolutions of height and width into the parameter settings taught by Inoue et al. since setting the resolution is advantageous to the user in attaining a clear image regardless of the chosen image size for capture.*

*With regard to **Claim 2**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 1, further comprising:*

*setting the operational parameters of the camera to the retrieved set of parameters (**Figures 7a-7d and Paragraphs 0069-0075 of Inoue et al.**).*

*In regard to **Claim 3**, Inoue et al., Endsley et al. and Nakami et al. disclose A method in accordance with claim 2, further comprising:*

*capturing the digital image using said set of parameters (The digital image is captured using the set of parameters, **Figures 7a-7d of Inoue et al.**).*

*Regarding **Claim 5**, Inoue et al., Endsley et al. and Nakami et al. disclose method in accordance with Claim 1, wherein providing comprises providing at least two format selections (Format selections 2400, 1280 and 640, **Figures 7a-7d of Inoue et al.**), the set of parameters of a first format selection including a higher resolution setting*

than that of the set of parameters of a second format selection (2400 has a higher resolution setting than 640, **Figures 7a-7d and Paragraphs 0069-0075 of Inoue et al.**).

With regard to **Claim 6**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 1, wherein providing comprises providing at least two format selections, the set of parameters of a first format selection including a higher compression setting than that of the set of parameters of a second format selection (2400 has a higher compression setting (fine) than 640 (normal), **Figures 7a-7d and Paragraphs 0069-0075 of Inoue et al.**).

In regard to **Claim 7**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 1, wherein at least one parameter of the set of parameters is selected from the group consisting of total resolution, stereoscopic toggle, black/white - color toggle, and black/white grayscale level. Nakami et al. teach of selecting a parameter of total resolution out of a group of parameters, **Figure 3 of Nakami et al.** Although Inoue et al., Endsley et al. and Nakami et al. do not explicitly teach or disclose that the group of parameters consists of total resolution, stereoscopic toggle, black/white – color toggle, and black/white grayscale level, official notice is taken saying it would have been obvious and well known to one of ordinary skill in the art at the time of the invention to incorporate any one of these given parameters into the current invention, because setting of the mentioned parameters helps the user control exactly how the image should be captured to fit the desires of the user.

Regarding **Claim 9**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 1, further comprising:

assigning a unique name to each of the format selections (Unique names 2400, 1280 and 640, **Figures 7a-7d of Inoue et al.**).

With regard to **Claim 10**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 1, wherein each of said icons is a unique icon (Looking at **Figures 7a-7d of Inoue et al.**, it is evident that the icons are unique icons).

Regarding **Claim 11**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 1, further comprising:

assigning the parameters associated with a format selection to default values (Fine, normal and basic have default values assigned to them, **Figures 7a-7d of Inoue et al.**).

With regard to **Claim 12**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 1, further comprising:

modifying at least one parameter of a set of parameters associated with a format selection, (Looking at **Figures 7a-7b of Inoue et al.**, a user can modify (change) the parameters associated with the formats 2400 and 1280).

Regarding **Claim 36**, Inoue et al., Endsley et al. and Nakami et al. disclose a method in accordance with claim 9, wherein the unique name indicates an intended usage of the digital image for which said retrieved a set of parameters associated with

the format selection is suitable (Figures 7a-7d of Inoue et al. show the justification of the name of the icons for the formats).

Claim 13 is rejected under 35 U.S.C. 103(a) as being unpatentable over Inoue et al. (US Pub No.: 2001/0048472A1), Endsley et al. (US Patent No.: 6005613) and Nakami et al. (US Pub No.: 2004/0212692A1) as applied to claim 1 above and further in view of Prabhu et al. (US Patent No.: 6903762B2).

*Regarding **Claim 13**, Inoue et al., Endsley et al. and Nakami et al. do not explicitly teach or disclose a method in accordance with claim 1, further comprising: generating a new format selection including an associated set of parameters. Prabhu et al. disclose creating new icons/shortcuts (format selections) and appending parameters to the icons to perform functions before the capturing of an image, **Column 7, Line 63 to Column 8, Line 44. Also, Column 11, Lines 1-33 of Prabhu et al.** It would have been obvious to one of ordinary skill in the art at the time of the invention to include in the invention disclosed by Inoue et al., Endsley et al. and Nakami et al. the ability generate new format selections including an associated set of parameters, because it helps the user easily add a feature of interest and enables the user to customize the camera, **Column 2, Lines 7-14 of Prabhu et al.***

Claims 14, 16-20, 22-24, 25-31, 33-35 and 37-38 are rejected under 35

U.S.C. 103(a) as being unpatentable over Inoue et al. (US Pub No.:

2001/0048472A1) and further in view of Endsley et al. (US Patent No.: 6005613),

Nakami et al. (US Pub No.: 2004/0212692A1) and Prabhu et al. (US Patent No.:

6903762B2).

*In regard to **Claim 14**, Inoue et al. disclose a digital camera user interface comprising:*

*means for assigning at least one shortcut to a unique set of operational parameters suitable for capturing a digital image with the digital camera (Looking at Figures 7a-7d, more than one shortcut (2400, 1280 and 640) is used in capturing the digital image. The unique sets of parameters are fine, normal and basic, **Figures 7a-7d**);*

*means for permitting a user to select the at least one shortcut (A cursor (input) is used to select the icons of each shortcut, **Figures 7a-7d and Paragraphs 0069-0075**);and*

*wherein the set of operational parameters include settings for compression level (The set of parameters for each of the shortcut selections includes settings for compression level (fine, normal, basic etc.), **Figures 7a-7d**).*

*However, Inoue et al. do not disclose parameter settings for color depth, height resolution and width resolution. Endsley et al. teach of setting different levels of color depth, **Column 5, Lines 62-65 of Endsley et al.** It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate parameter settings for*

color depth into the parameter settings taught by Inoue et al., because color depth is essential in determining the degree to which a color appears in a photograph.

*Inoue et al. and Endsley et al. also do not specifically disclose setting parameter settings for the height and width resolution. Nakami et al. disclose setting parameters for shooting that include the height and width resolution, **Figure 3 of Nakami et al.** It would have been obvious and well known to one of ordinary skill in the art at the time of the invention to incorporate parameter settings for the resolutions of height and width into the parameter settings taught by Inoue et al. since setting the resolution is advantageous to the user in attaining a clear image regardless of the chosen image size for capture.*

*Also, Inoue et al., Endsley et al., and Nakami et al. do not disclose a means for adding a new shortcut and assigning operational parameters to said new shortcut. Prabhu et al. disclose creating new icons/shortcuts and appending parameters to the icons to perform functions before the capturing of an image, **Column 7, Line 63 to Column 8, Line 44. Also, Column 11, Lines 1-33 of Prabhu et al.** It would have been obvious to one of ordinary skill in the art at the time of the invention to include in the invention disclosed by Inoue et al., Endsley et al. and Nakami et al. the ability generate new shortcut selections including an associated set of parameters, because it helps the user easily add a feature of interest and enables the user to customize the camera, **Column 2, Lines 7-14 of Prabhu et al.***

*Regarding **Claim 16**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 15, wherein the at least one shortcut*

*comprises at least two shortcuts (Shortcut 2400 includes parameters fine, normal and basic which are shortcuts to the settings for compression, **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**), the set of parameters of a first shortcut including a higher resolution setting than that of the set of parameters of a second shortcut (2400 has a higher resolution setting than 640, **Figures 7a-7d and Paragraphs 0069-0075 of Inoue et al.**).*

*With regard to **Claim 17**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 15, wherein the at least one shortcut comprises at least two shortcuts (Shortcut 2400 includes parameters fine, normal and basic which are shortcuts to the settings for compression, **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**), the set of parameters of a first shortcut including a higher compression setting than that of the set of parameters of a second shortcut (2400 has a higher compression setting (fine) than 640 (normal), **Figures 7a-7d and Paragraphs 0069-0075 of Inoue et al.**).*

*Regarding **Claim 18**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 14, further comprising:*

*means for changing at least one parameter of a set of parameters of at least one shortcut (Looking at **Figures 7a-7b of Inoue et al.**, a user can modify (change) the parameters associated with the shortcuts 2400 and 1280).*

*With regard to **Claim 19**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose A user interface in accordance with claim 14, further comprising:*

means for changing the settings of the digital camera to include the set of operational parameters (Figures 7a-7d of Inoue et al.).

*Regarding **Claim 20**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 14, wherein the means for permitting further comprises:*

*means for bypassing the at least one shortcut (Cursor can be used to bypass shortcuts 2400, 1280 and 640, **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**); and*

*means for permitting a user to directly select camera operational parameters (Cursor can be used to directly select and change the camera operational parameters (fine, normal and basic), **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**).*

*Regarding **Claim 22**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 14, wherein the means for assigning operational parameters to said new shortcut comprises means for assigning default values for said operational parameters (Prabhu et al. teaches that the assigned operational parameters to the shortcuts/icons are default (automatically set) values, **Column 11, Lines 24-26 of Prabhu et al.**).*

*In regard to **Claim 23**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 14, further comprising means for assigning the parameters associated with a shortcut to default values (Prabhu et al. teaches that the assigned operational parameters to the shortcuts/icons are default (automatically set) values, **Column 11, Lines 1-26 of Prabhu et al.**).*

With regard to **Claim 24**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 14, wherein at least one parameter of the set of parameters is selected from the group consisting of total resolution, stereoscopic toggle, black/white - color toggle, and black/white grayscale level. Nakami et al. teach of selecting a parameter of total resolution out of a group of parameters, **Figure 3 of Nakami et al.** Although Inoue et al., Endsley et al. and Nakami et al. do not explicitly teach or disclose that the group of parameters consists of total resolution, stereoscopic toggle, black/white – color toggle, and black/white grayscale level, official notice is taken saying it would have been obvious and well known to one of ordinary skill in the art at the time of the invention to incorporate any one of these given parameters into the current invention, because setting of the mentioned parameters helps the user control exactly how the image should be captured to fit the desires of the user.

In regard to **Claim 25**, Inoue et al. disclose a digital camera user interface comprising:

logic configured to assign at least one shortcut to a unique set of operational parameters suitable for capturing a digital image with the digital camera (Looking at Figures 7a-7d, more than one shortcut (2400, 1280 and 640) is used in capturing the digital image. The unique sets of parameters are fine, normal and basic, **Figures 7a-7d**);

*logic configured to permit a user to select the at least one shortcut (A cursor (input) is used to select the icons of each shortcut, **Figures 7a-7d and Paragraphs 0069-0075**); and*

*wherein the set of operational parameters include settings for compression level (The set of parameters for each of the shortcut selections includes settings for compression level (fine, normal, basic etc..), **Figures 7a-7d**).*

*However, Inoue et al. do not disclose parameter settings for color depth, height resolution and width resolution. Endsley et al. teach of setting different levels of color depth, **Column 5, Lines 62-65 of Endsley et al.** It would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate parameter settings for color depth into the parameter settings taught by Inoue et al., because color depth is essential in determining the degree to which a color appears in a photograph.*

*Inoue et al. and Endsley et al. also do not specifically disclose setting parameter settings for the height and width resolution. Nakami et al. disclose setting parameters for shooting that include the height and width resolution, **Figure 3 of Nakami et al.** It would have been obvious and well known to one of ordinary skill in the art at the time of the invention to incorporate parameter settings for the resolutions of height and width into the parameter settings taught by Inoue et al. since setting the resolution is advantageous to the user in attaining a clear image regardless of the chosen image size for capture.*

Also, Inoue et al., Endsley et al., and Nakami et al. do not disclose a means for adding a new shortcut and assigning operational parameters to said new shortcut.

*Prabhu et al. disclose creating new icons/shortcuts and appending parameters to the icons to perform functions before the capturing of an image, **Column 7, Line 63 to Column 8, Line 44. Also, Column 11, Lines 1-33 of Prabhu et al.** It would have been obvious to one of ordinary skill in the art at the time of the invention to include in the invention disclosed by Inoue et al., Endsley et al. and Nakami et al. the ability generate new shortcut selections including an associated set of parameters, because it helps the user easily add a feature of interest and enables the user to customize the camera, **Column 2, Lines 7-14 of Prabhu et al.***

Also, it is inherent that there is logic present in the camera to permit the user to select a list of choices (parameters) from the items (shortcuts).

*Regarding **Claim 26**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 25, wherein the operational parameters comprise resolution and compression level (Figure 3 of Nakami et al.).*

*In regard to **Claim 27**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 26, wherein the at least one shortcut comprises at least two shortcuts (Shortcut 2400 includes parameters fine, normal and basic which are shortcuts to the settings for compression, **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**), the set of parameters of a first shortcut including a higher resolution setting than that of the set of parameters of a second shortcut (2400 has a higher resolution setting than 640, **Figures 7a-7d and Paragraphs 0069-0075 of Inoue et al.**).*

Regarding **Claim 28**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 26, wherein the at least one shortcut comprises at least two shortcuts (Shortcut 2400 includes parameters fine, normal and basic which are shortcuts to the settings for compression, **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**), the set of parameters of a first shortcut including a higher compression setting than that of the set of parameters of a second shortcut (2400 has a higher compression setting (fine) than 640 (normal), **Figures 7a-7d and Paragraphs 0069-0075 of Inoue et al.**).

Regarding **Claim 29**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 25, further comprising: logic configured to change at least one parameter of a set of parameters of at least one shortcut (Looking at **Figures 7a-7b of Inoue et al.**, a user can modify (change) the parameters associated with the shortcuts 2400 and 1280).

With regard to **Claim 30**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 29, further comprising:

logic configured to change the settings of the digital camera to include the set of operational parameters (**Figures 7a-7d of Inoue et al.**).

In regard to **Claim 31**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 25, wherein the logic configured to permit further comprises:

*logic configured to bypass the at least one shortcut (Cursor can be used to bypass shortcuts 2400, 1280 and 640, **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**); and*

*logic configured to permit a user to directly select camera operational parameters (Cursor can be used to directly select and change the camera operational parameters (fine, normal and basic), **Figures 7a-7d and Paragraphs 0070-0075 of Inoue et al.**).*

*Regarding **Claim 33**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 25, wherein the logic configured to assign operational parameters to said new shortcut comprises logic configured to assign default values for said operational parameters (Prabhu et al. teaches that the assigned operational parameters to the shortcuts/icons are default (automatically set) values, **Column 11, Lines 24-26 of Prabhu et al.**).*

*With regard to **Claim 34**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 25, further comprising logic configured to assign the parameters associated with a shortcut to default values (Prabhu et al. teaches that the assigned operational parameters to the shortcuts/icons are default (automatically set) values, **Column 11, Lines 1-26 of Prabhu et al.**).*

*In regard to **Claim 35**, Inoue et al., Endsley et al., Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 25, wherein at least one parameter of the set of parameters is selected from the group consisting of total resolution, stereoscopic toggle, black/white - color toggle, and black/white grayscale level. Nakami*

*et al. teach of selecting a parameter of total resolution out of a group of parameters, **Figure 3 of Nakami et al.** Although Inoue et al., Endsley et al. and Nakami et al. do not explicitly teach or disclose that the group of parameters consists of total resolution, stereoscopic toggle, black/white – color toggle, and black/white grayscale level, official notice is taken saying it would have been obvious and well known to one of ordinary skill in the art at the time of the invention to incorporate any one of these given parameters into the current invention, because setting of the mentioned parameters helps the user control exactly how the image should be captured to fit the desires of the user.*

*In regard to **Claim 37**, Inoue et al., Endsley et al. Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 14, further comprising:*

assigning a unique name to said at least one shortcut; wherein the unique name indicates an intended usage of a digital image for which said unique set of operational parameters is suitable (Figures 7a-7d of Inoue et al. show the justification of the name of the icons for the formats).

*In regard to **Claim 38**, Inoue et al., Endsley et al. Nakami et al. and Prabhu et al. disclose a user interface in accordance with claim 25, further comprising:*

assigning a unique name to said at least one shortcut; wherein the unique name indicates an intended usage of a digital image for which said unique set of operational

parameters is suitable (Figures 7a-7d of Inoue et al. show the justification of the name of the icons for the formats).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Pritham Prabhakher whose telephone number is 571-270-1128. The examiner can normally be reached on M-F (7:30-5:00) Alt Friday's Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Ometz can be reached on (571)272-7593. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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